IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

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WRIT PETITION NO : 16514 of 2004

Between:

C.Ramesh, s/o late C.Adaiah,
M.P.P.School, Diguvachigarlapalle, Gudupalli Mandal,

on deputation @ MPP School, Venkatapuram,
Gudupalli Mandalam, Kuppam, Chittoor District.

..... PETITIONER

AND

1. Government of A.P., rep., by Director-Cum-Commissioner of School

Education, A.P., Hyderabad.

2. The District Educational Officer, Chittoor,

Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of *Writ of Mandamus*, declare the inaction on the part of the respondent in deciding the suspension petition filed on 07-3-2002 in appeal preferred by the petitioner amounts to erroneous, arbitrary and violative of Articles14, 19, 21 and 311 of Constitution of India and consequently suspend the proceedings of the District Educational Officer passed in RC No.7670/A3/2001 dt.14/2/2002.

Counsel for the Petitioner: MR.T.C.KRISHNAN

Counsel for the Respondent Nos.1 & 2.: GP FOR EDUCATION

The Court made the following:

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THE HON'BLE SRI JUSTICE DR. G.YETHIRAJULU

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WRIT PETITION No.16514 OF 2004

O R D E R:

The petitioner is working as a Secondary Grade Teacher (SGT) in M.P.P. School, Venkatapuram, Gudupalli Mandalam, Kuppam, Chittoor District. He was appointed by the second respondent through his proceedings vide Rc.No.7670/A3/2001, dated 17.1.2002. On 14.2.2002, the petitioner was issued an order of termination vide Rc.No.7670/A3/2001, dated 14.02.2002 on the ground that the petitioner was appointed in the category of SC 'B' General, though he belongs to O.C. General. The petitioner being aggrieved by the order of the second respondent dated 14.2.2002 preferred an appeal before the first respondent on 07.03.2002.

The grievance of the petitioner is that the first respondent so far did not pass any order on the appeal preferred by him and also on interlocutory application filed along with the appeal.

2. In the light of the circumstances explained by the petitioner, the first respondent is directed to pass appropriate orders as per Rules by disposing of the appeal preferred by the petitioner on 07.03.2002, within two weeks from the date of receipt of a copy of this order.

Accordingly, this writ petition is disposed of. No costs.

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(DR. G.YETHIRAJULU,J)

15th September, 2004.

Note: Issue C.C. in two days.

B/o

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Director-Cum-Commissioner of School Education,

Government of A.P., Hyderabad.

2. The District Educational Officer, Chittoor,

Chittoor District.

3. Two CCs to G.P. for Education, High Court Buildings,

Hyderabad (O.U.T.)

4.Two CD copies